



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Group Art Unit: 1645**

**Examiner:** Not yet assigned

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Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

**I. DOCUMENTS ENCLOSED:**


In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on August 24, 2001, enclosed are:

- ☒ Declaration
- ☒ Power of Attorney: ☐ Separate or ☒ Combined with Declaration
- ☒ Assignment of the invention to \_\_\_\_\_ (together with PTO Form 1595)
- ☒ A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 23, 2001  
Date of Deposit

Melody K. Gutierrez  
Name of Person Mailing Paper  
  
Signature of Person Mailing Paper

**COPY OF PAPERS  
ORIGINALLY FILED**



Patent  
Attorney Docket: 266/156

## II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☐ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00

Fee

- ☒ If any extension fee is required, please consider this a petition therefor.

## III. FILING FEES

- ☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

<b>BASIC FILING FEE:</b>							\$740.00
Total Claims	25	-	20	=	5	x \$18.00	\$90.00
Independent Claims		-	3	=	0	x \$84.00	\$0.00
Multiple Dependent Claims	\$280	(if applicable)				<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)				<input checked="" type="checkbox"/>	\$130.00
<b>TOTAL OF ABOVE CALCULATIONS</b>							\$960.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.							<input checked="" type="checkbox"/> \$480.00
Extension of Time (from above)							\$0.00
Assignment -- \$40 (if applicable)							<input checked="" type="checkbox"/> \$40.00
<b>TOTAL FEES SUBMITTED HERewith</b>							\$520.00

## IV. METHOD OF PAYMENT OF FEES:

- ☒ A check in the amount of \$520.00 is enclosed to cover the above fee(s).
- ☐ Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of \_\_\_\_\_.

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ORIGINALLY FILED

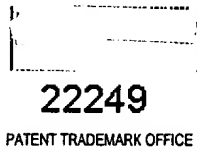
☒ The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: 10-23-01

By: Michael J. Wise  
Michael J. Wise  
Reg. No. 34,047



LYON & LYON LLP  
Suite 4700  
633 W. Fifth Street  
Los Angeles, CA 90071  
(213) 489-1600



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/903,381	07/11/2001	Charles W. Hewitt	<del>BWI-99-22/13257-00009</del> 266/156

CONFIRMATION NO. 8315

FORMALITIES LETTER

Janet E. Reed, Ph. D.  
SAUL EWING LLP  
Centre Square West  
1500 Market Street, 38th Floor  
Philadelphia, PA 19102-2186

000000000006468607

Date Mailed: 08/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$90.
  - \$90 for 5 total claims over 20.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 930.

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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01 FC:201 370.00 DP  
02 FC:203 45.00 DP  
03 FC:205 65.00 DP

COPY OF PAPERS  
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Receipt #4

Patent  
Attorney Docket No. 266/156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Inventor: HEWITT, Charles W.

Serial No.: 09/903,381

Filed: July 11, 2001

For: CONTROL SAMPLES FOR USE AS  
STANDARDS FOR EVALUATING  
APOPTOSIS IN A SELECTED  
TISSUE

Group Art Unit: 1645

Examiner: Not yet assigned

RECEIVED  
JAN 24 2002  
TECH CENTER 1600/2900

REQUEST FOR CORRECTION TO FILING RECEIPT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This Request for Correction of the Filing Receipt is to correct the Attorney Docket Number from "RWJ-99-22/13257-00009" to "**266/156**" and to also correct the Applicant's Residence from "Not Provided" to "**Blackwood, NJ**". A copy of the Filing Receipt is also enclosed with corrections marked in red for your convenience.

LA-212259.1

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 23, 2001  
Date of Deposit

Melody K Gutierrez  
Name of Person Mailing Paper  
Melody K Gutierrez  
Signature of Person Mailing Paper

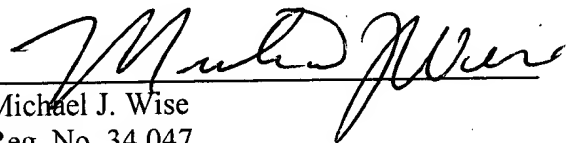
We kindly request a corrected Filing Receipt with the correctly spelled inventor name. If you have any questions or comments, please do not hesitate to contact the undersigned.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Lyon & Lyon's Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: 10-23-01

By:   
Michael J. Wise  
Reg. No. 34,047



LYON & LYON LLP  
633 W. Fifth Street, Suite 4700  
Los Angeles, CA 90071  
Tel: (213) 489-1600  
Fax: (213) 955-0440



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
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09/903,381

07/11/2001

1645

RWJ-99-  
22/13257-  
-00009-

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266/156

CONFIRMATION NO. 8315

## FILING RECEIPT

\*OC0000000006472002\*

Janet E. Reed, Ph. D.  
SAUL EWING LLP  
Centre Square West  
1500 Market Street, 38th Floor  
Philadelphia, PA 19102-2186

RECEIVED  
JAN 24 2002  
TECH CENTER 1600/2900

Date Mailed: 08/24/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Charles W. Hewitt, ~~Residence Not Provided;~~  
Blackwood, NJ

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 08/23/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

## Title

Control samples for use as standards for evaluating apoptosis in a selected tissue

Preliminary Class

435

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OCT 01 2001

U.S. PROSECUTION

**Data entry by : YEMANE, SHEWAYE**

**Team : OIPE**

**Dat : 08/24/2001 .**





Attorney Docket: 266936

Patent

TECH CENTER 1600/2900

JAN 16 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Charles W. Hewitt

Serial No.: 09/903,381

Filed: July 11, 2001

For: Control Samples to Use as Standards for  
Evaluating Apoptosis in a Selected Tissue

Group Art Unit: 1645

Examiner: To Be Assigned

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MAR 22 2002

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TRANSMITTAL LETTER

Box NO FEE  
Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
MAR 19 2002  
TC 1700

Sir:

Transmitted herewith is a Revocation of Powers of Attorney and Appointment of New Attorney and Statement Under 37 CFR 3.73(b) for the above-captioned application. Please note that there is a new attorney docket number associated with this application.

LA-214316.1

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 23, 2001  
Date of Deposit

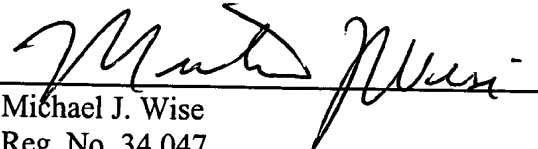
Melody K. Gutierrez  
Name of Person Mailing Paper  
Melody K. Gutierrez  
Signature of Person Mailing Paper

The Commissioner is hereby authorized to charge any additional fees which may be required,  
or credit any overpayment to Lyon & Lyon's Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: 10-23-01

By:   
Michael J. Wise  
Reg. No. 34,047

**22249**  
PATENT TRADEMARK OFFICE

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Suite 4700  
633 W. Fifth Street  
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